

CONSTRUCTION  
INTERGOVERNMENTAL AGREEMENT

A.G. CONTRACT NO. 82-135

BETWEEN  
THE STATE OF ARIZONA  
AND  
THE CITY OF YUMA

THIS AGREEMENT, entered into pursuant to Arizona Revised Statutes, Section 11-951 through 11-954, by and between the STATE OF ARIZONA, acting by and through the ARIZONA DEPARTMENT OF TRANSPORTATION, hereinafter called "STATE", and the CITY OF YUMA, hereinafter called "CITY",

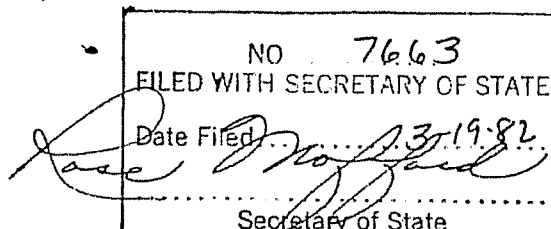
WHEREAS, the STATE is empowered by Arizona Revised Statutes Section 28-108 to enter into this AGREEMENT, and

WHEREAS, the CITY is empowered by Arizona Revised Statutes Section 9-672 to enter into this AGREEMENT, and acting by and through its duly elected governing body, has by that certain resolution attached hereto and incorporated herein as Exhibit "A" resolved to enter into this AGREEMENT and has authorized the undersigned as its representative to execute the same on behalf of said CITY, and

WHEREAS, for the safety and protection of the traveling public, it is necessary and desirable that certain improvements and/or modifications be made on the State Highway System in the CITY. This work shall include, but not be limited to, the installation of permanent traffic signals at the following location:

B-8 (4th Avenue) and 22nd Street

NOW, THEREFORE, in consideration of the mutual covenants hereinafter to be kept by all parties, it is mutually agreed as follows:



1. The STATE shall erect a temporary signal and advertise for bids and award a contract for the installation of the permanent traffic signals on B-8 (4th Avenue) and 22nd Street.

2. The CITY, upon completion of the work, shall reimburse the STATE for a portion of all costs associated with this project including but not limited to preliminary engineering, construction, and field engineering costs associated with this project, not to exceed \$44,669.12.

3. This AGREEMENT shall be considered as terminated when all conditions as set forth herein have been complied with and the traffic signals are complete, in place and functional.

4. All parties are hereby put on notice that this AGREEMENT is subject to cancellation by the Governor pursuant to Arizona Revised Statutes Section 38-511.

5. This AGREEMENT shall be filed with the Secretary of State and shall become effective upon such filing.

6. Attached to this AGREEMENT and incorporated herein by reference is Exhibit "B" which is a copy of the written determination of the appropriate attorney that the CITY is authorized under the laws of this State to enter into this AGREEMENT and that it is in proper form.

STATE OF ARIZONA  
ARIZONA DEPARTMENT OF TRANSPORTATION

By: *[Signature]*  
FOR: Chief Deputy State Engineer  
Date: 3/1/82

CITY OF YUMA

By: *[Signature]*

Title: City Administrator

Date: 2-22-82

ATTEST:

*[Signature]*  
City Clerk

EXHIBIT "C"

LETTER ADDENDUM

In accordance with paragraph 6 of the Agreement for the operation and maintenance of traffic signals and/or highway lighting between the STATE OF ARIZONA and the CITY OF YUMA, consummated on January 22, 1979, A.G. Contract No. 78-949, it is agreed by both parties that the following location be added to the existing list of locations to be operated and maintained as set forth in said Agreement.

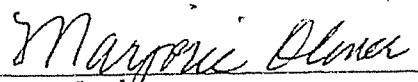
B-8 (4th Avenue) & 22nd Street

STATE OF ARIZONA  
ARIZONA DEPARTMENT OF TRANSPORTATION

By:   
FOR: Chief Deputy State Engineer

CITY OF YUMA

ATTEST:

  
City Clerk


By:   
Title: City Administrator

Date Signed: 2/23/82

APPROVAL OF THE CITY ATTORNEY

I hereby state that I have reviewed the proposed intergovernmental agreement, between the State of Arizona Department of Transportation and the City of Yuma in regard to traffic signal installation at the intersection of Fourth Avenue and 22nd Street in Yuma and declare this agreement to be in proper form and within the powers and authority granted under the laws of the State of Arizona.

DATED this 17th day of February, 1982.

  
Maureen R. George  
City Attorney, City of Yuma

RESOLUTION NO. 2258

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA  
AUTHORIZING THE CITY ADMINISTRATOR AND CITY RECORDER TO SIGN  
AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF  
TRANSPORTATION REGARDING THE TRAFFIC SIGNAL INSTALLATION AT THE  
INTERSECTION OF 4th AVENUE AND 22nd STREET.

Be it resolved by the City Council of the City of Yuma as follows:

WHEREAS, the City is empowered by Arizona Revised Statutes to  
enter into this agreement, and

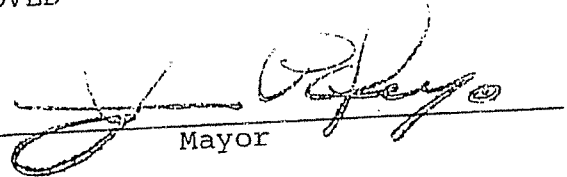
WHEREAS, for the safety and protection of the traveling public  
it is necessary and desirable that traffic signals be installed at  
the intersection of 4th Avenue and 22nd Street, and

WHEREAS, the funds with which the City will reimburse the State  
per this agreement have been allocated by the Postal Service and  
included in the Yuma Main Post Office project and are available to  
the City for this purpose.

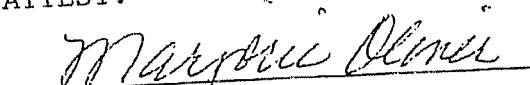
THEREFORE BE IT RESOLVED, that the City Administrator and City  
Recorder be authorized to sign this Agreement.

PASSED AND ADOPTED this 18<sup>th</sup> day of November, 1981.

APPROVED

  
Mayor

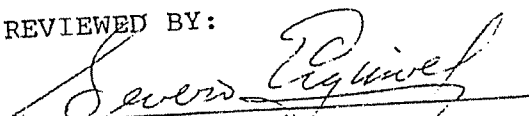
ATTEST:

  
City Recorder

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

REVIEWED BY:

  
City Administrator



OFFICE OF THE  
**Attorney General**  
TRANSPORTATION DIVISION  
1275 WEST WASHINGTON  
PHOENIX, ARIZONA 85007  
(602) 255-1680

ROBERT K. CORBIN  
ATTORNEY GENERAL

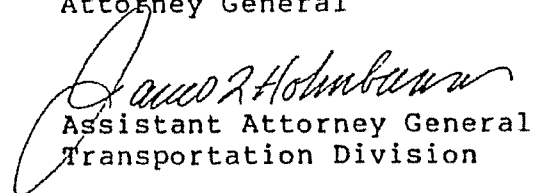
INTERGOVERNMENTAL AGREEMENT  
DETERMINATION

A. G. Contract No. 82-135, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. Sec. 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State or its agencies under the laws of the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 9th day of March, 1982.

ROBERT K. CORBIN  
Attorney General

  
Assistant Attorney General  
Transportation Division